

P. BENDER, MARK  
SECRETARY CONGRESSIONAL  
QUARTERLY

TRANSMITTAL SLIP	
TO: Mr. Thuerner	
ROOM NO. DX-4	BUILDING
REMARKS:  Attached for your information is an excerpt from the "Congressional Quarterly" on the matter reported in our Memorandum for the Record dated 18 October 1973. Apparently the writer and editors decided against the story line suggested in that memo.	
FROM: Olc	
ROOM NO. 7D35	BUILDING Headquarters

FORM NO. 241  
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REPLACES FORM 36-8  
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and Hugh Scott (R Pa.), was created in August 1972 in the wake of uncertainty created by Gravel's effort to place a secret government memorandum in the *Congressional Record*. Earlier, in 1971, related questions had been raised about the way in which Congress should handle classified information when Gravel, at a late-night meeting of his public works subcommittee, had made public portions of the Pentagon Papers by reading them aloud. (1972 *Almanac* p. 858, 861; 1971 *Almanac* p. 361)

**Recommendations.** In regard to the handling of secret documents by a senator, the committee said that a senator who wishes to disclose classified documents should first consult the Senate Ethics Committee to be sure he is aware of the precedents for such action. The committee also said that a senator could not be penalized for making public classified information if he did so in any speech or debate on the Senate floor, during a committee meeting or hearing or in any phase of his legislative duties. Such effective 'declassification' in the course of his senatorial role would be protected from prosecution by the constitutional immunity granted to members of Congress.

The committee also recommended that the Appropriations Committee itemize—in the Defense Department appropriations bill—the total funds proposed for intelligence activities by the Central Intelligence Agency, the Defense Intelligence Agency, the National Security Agency, the National Reconnaissance Office and any separate intelligence units within the Army, Navy or Air Force. The committee also recommended that the total personnel for each agency be included in the report on the bill.

meet current and projected energy needs, traditional attitudes toward energy supplies would have to be changed. The report said S 2176 would make energy conservation "national imperative" and ensure promotion of energy conservation.

Committee chairman and sponsor of the bill, Henry M. Jackson (D Wash.) said he hoped the measure would stimulate executive branch action on a broad-scale energy conservation program.

Criticizing the executive's actions, Jackson said "There is still no commitment to fundamental change in existing patterns of energy use. The emphasis is primarily on short-term voluntary measures to avert shortages, requests for cooperation from state and local governments and directives to federal agencies to reduce energy use." (Nixon on energy, *Weekly Report* p. 271)

**Background.** The committee began its study of national fuels and energy policy during the 92nd Congress and held a series of hearings on the subject in 1971. Hearings on S 2176 were held Aug. 1.

### Public Laws

(Previous Public Laws, *Weekly Report* p. 2661)

- PL 93-95 (S 1423)—Permit employer contributions to joint labor management funds for financing legal services. WILLIAMS (D N.J.) reported May 8, 1973 (S Rept. 93-139). Senate passed May 17 (H Rept. 93-320). House agreed to conference report July 25. President signed Aug. 15, 1973.
- PL 93-96 (HR 8510)—Authorize funds for the National Science Foundation for fiscal year 1974. TEAGUE (D Texas), DAVIS (D Ga.), MOSHER (R Ohio)—6/7/73—House Science and Astronautics reported June 14, 1973 (H Rept. 93-284). House passed June 22. Senate passed, amended, June 29. Senate agreed to conference report July 27 (H Rept. 93-408). House agreed to conference report Aug. 25. President signed Aug. 16, 1973.
- PL 93-97 (HR 8947)—Make appropriations for public works for fiscal year 1974. EVINS (D Tenn.)—6/25/73—House Appropriations reported June 25, 1973 (H Rept. 93-327). House passed June 28. Senate passed, amended, July 23. House agreed to conference report July 30 (H Rept. 93-409). Senate agreed to conference report July 30. President signed Aug. 16, 1973.
- PL 93-98 (HR 8760)—Make appropriations for the Department of Transportation for fiscal year 1974. MCFALL (D Calif.)—6/15/73—House Appropriations reported June 15, 1973 (H Rept. 93-285). House passed June 20. Senate Appropriations reported July 28 (H Rept. 93-346). Senate passed, amended, July 28. House and Senate agreed to conference report Aug. 3. President signed Aug. 16, 1973.
- PL 93-99 (HR 6876)—Extend until July 1, 1976, the existing suspension of duty on manganese ore. SCHNEEBELI (R Pa.), ROSTKOWSKI (D Ill.)—4/5/73—House Ways and Means reported June 21, 1973 (H Rept. 93-311). House passed June 27. Senate Finance reported July 13 (S Rept. 93-316). Senate passed, amended, July 13. House agreed to Senate amendments Aug. 3. President signed Aug. 16, 1973.
- PL 93-100 (HR 6370)—Extend for one year authority for the regulation of interest rates. ST GERMAIN (D R.I.)—3/29/73—House Banking and Currency reported April 16, 1973 (H Rept. 93-111). House passed May 9. Senate passed, amended, May 22. House and Senate agreed to conference report Aug. 3. President signed Aug. 16, 1973.
- PL 93-101 (HR 3630)—Extend until Sept. 30, 1975, the suspension of duty on tanning materials and to include in such suspension logwood. FULTON (D Tenn.)—2/5/73—House Ways and Means reported June 21, 1973 (H Rept. 93-309). House passed June 27. Senate Finance reported July 17 (S Rept. 93-322). Senate passed, amended, July 19. House agreed to Senate amendments Aug. 3. President signed Aug. 16, 1973.

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P-BENDER, MARK

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APPROVAL		DISPATCH		RECOMMENDATION			
COMMENT		FILE		RETURN			
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Remarks: Attached is our suggested reply which was to be used in a reply to "Congressional Quarterly." <i>But was not used.</i> <div style="border: 1px solid black; width: 150px; height: 20px; margin: 10px auto;"></div> Associate Legislative Counsel							
FOLD HERE TO RETURN TO SENDER							
FROM: NAME, ADDRESS AND PHONE NO.						DATE	
OLC		7D35		<div style="border: 1px solid black; width: 50px; height: 20px;"></div>		13 Nov. 1973	
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"CONGRESSIONAL QUARTERLY" QUESTIONS (orig under Bender)

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Congress, including the Agency's oversight and appropriations committees and committees dealing with foreign affairs. For example, over the period from 1961 through December of 1969, when the Senate debated this issue in closed